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8 **UNITED STATES DISTRICT COURT**
9 **NORTHERN DISTRICT OF CALIFORNIA**

10

11 UNITED STATES OF AMERICA

Case No. 20-00108 JD

12 Plaintiff,

13 v.

14 DEMARCUS HICKS,

**STIPULATION AND [PROPOSED]
ORDER CONTINUING CHANGE OF
PLEA HEARING AND FOR EXCLUSION
OF TIME UNDER THE SPEEDY TRIAL
ACT**

15 Defendant.

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18 **IT IS HEREBY STIPULATED** by and between counsel for the United States and
19 counsel for defendant Demarcus HICKS that the change of plea hearing for defendant Demarcus
20 HICKS be continued from today, March 21, 2022 at 10:30 a.m. to April 28, 2022 at 11:30 a.m.
21 The basis for the request is that defendant Demarcus HICKS is currently hospitalized at Dameron
22 Hospital in Stockton, California, and is not expected to be released until later this week.

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24 The parties stipulate and agree that excluding time from March 21, 2022 through April
25 28, 2022 will allow for the effective preparation of counsel. *See* 18 U.S.C. § 3161(h)(7)(B)(iv).
26 The parties further stipulate and agree that the ends of justice served by excluding the time from
27 March 21, 2022 through April 4, 2022 from computation under the Speedy Trial Act outweigh
28 the best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A),

STIPULATION AND [PROPOSED] ORDER

1 (B)(iv).

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4 Dated: March 21, 2022

/s/
ROBERT WAGGENER
Attorney for Defendant

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8 Dated: March 21, 2022

/s/
DAVID WARD
Assistant United States Attorney

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[PROPOSED] ORDER

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IT IS SO ORDERED.

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Dated: _____

JAMES DONATO
United States Chief District Judge

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STIPULATION AND [PROPOSED] ORDER